

Abstract

My master thesis primary focuses on proceedings in matrimonial cases and its related issues. Precisely, it deals with the marriage itself and it is supported by individual proceedings of marriage authorization and other specific status matrimonial case proceedings. The largest part of my thesis is however dedicated to divorce due to arising negative impacts divorce has on humanity worldwide and it is considered as one of the most recent and most discussed issue nowadays.

The goal of my thesis is to provide the overview of law changes in individual matrimonial proceedings and more importantly their characters, supported by both theoretical and practical examples. While exploring above mentioned problematic, at the same time I engage in substantive law as well as in procedural law due to their mutual cohesion.

For the sake of the differentiation of proceeding in matrimonial cases, text of this work is divided into four main chapters, where every chapter includes several subchapters to specify the concrete proceeding's character and its process.

The first chapter defines general term of proceedings in matrimonial cases and provides an integrated overview of all individual proceedings such as authorization of marriage and status matrimonial cases.

In the second chapter, the concept of authorization of marriages is explained with its individual phases, especially initialization of the proceeding and selection of pragmatic and residential cognizance. Further, it describes the position of all parties involved, validation procedure, final court verdict and eventual adjustments.

The third chapter is dedicated to proceeding where one must determines whether there is still a marriage or not, and proceeding of nullity of marriage. It adjusts alignment of terms such as putative marriage and nullity of marriage and further tracks these proceedings and their progress.

The last not least chapter is the most widespread part of my thesis. As it indicates from previous description it deals with the divorce of marriages itself, related historical development of legal regulations in divorces up to current regulations of substantive and procedural law. Particular divorce specification relies on the specific causes and it is classified as standard divorce, concerted divorce or difficult divorce. Based on this classification, proceedings in matrimonial cases vary accordingly.

In the last part of my thesis I summarize the crucial differences in above discussed problematic supported by current statutory regulations, distinct experts' opinions and my personal conclusions after precisely observing this problematic from different points of view.